Collins, Colorado 80527-2400

### PATENT APPLICATION

## IN THE

### UNITED STATES PATENT AND TRADEMARK OFFICE

Ventor(s):

Laurie S Mittelstadt et al

Confirmation No.: 9827

Application No.: 10/697687

Examiner:

Filing Date:

Oct 31, 2003

Group Art Unit: 1745

Title:

Fuel Cell Assembly Gasket For Fuel Containment

Mail Stop Amendment Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir:

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This Information Disclosure Statement is submitted:

( ) under 37 CFR 1.97(b), or (Within three months of filing national application; or date of entry of national application; or before mailing date of first office action on the merits; whichever occurs last)

- (X) under 37 CFR 1.97 (c) together with either a:
  - (X) Statement under 37 CFR 1.97(e), or
  - ( ) a \$180.00 fee under 37 CFR 1.17(p), or (After the CFR 1.97 (b) time period, but before final action or notice of allowance, whichever occurs first)
- ( ) under 37 CFR 1.97 (d) together with a:
  - ( ) Statement under 37 CFR 1.97(e)(1) or (2), and
  - ( ) a \$180.00 fee set forth in 37 CFR 1.17(p).
    (Filed after final action, a notice of allowance, on or before payment of the issue fee)

Please charge to Deposit Account **08-2025** the sum of <u>\$0.00</u>. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **08-2025** pursuant to 37 CFR 1.25.

- (X) Applicant(s) submit herewith Form PTO 1449 Information Disclosure Statement together with any required copies of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.
- ( ) A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individuals(s) designated in 37 CFR 1.56 (c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO 1449 and is enclosed herewith.

It is requested that the information disclosed herein be made of record in this application.

( <b>X</b> )	I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:				
	Commissioner for Patents, Alexandria, VA				
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( ) I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number \_\_\_\_\_\_ on \_\_\_\_\_\_ on \_\_\_\_\_\_

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Rev 12/04 (IDSCERT)

Respectfully submitted,

Laurie S Mittelstadt et al

Susan E. Heminger

Attorney/Agent for Applicant(s)

Reg. No. 36,449

Date: 15 July 2005

Telephone No.: 650 236 2738

#### PATENT APPLICATION



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#### STATEMENT UNDER 37 CFR 1.97(e)

Sir:

The undersigned hereby certifies that either:

- (X) Each item of information contained in the Information Disclosure Statement was cited for the first time in a communication from a foreign patent office in a counterpart foreign application, not more than three months prior to the filing of the statement, or
- ( ) No item of information contained in the Information Disclosure Statement
  - -- was cited in a communication from a foreign patent office in a counterpart foreign application, and
  - -- to the knowledge of the undersigned, after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56 (c) more than three months prior to the filing of the Information Disclosure Statement.

Respectfully submitted,

Laurie S Mittelstadt et al

Susan E. Heminger

Attorney/Agent for Applicant(s)

Reg. No. 36,449

Date: 15 July 2005

Telephone No.: (650) 236-2738

PTO/SB/08A (08-03)

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Complete if Known

Application Number 10/697687

Filing Date October 31, 2003

First Named Inventor Laurie S Mittelstadt

Art Unit 1745

Examiner Name n/a

(Use as many sheets as necessary)

ubstitute for form 1449/PTO

Sheet 1 of 1 Attorney Docket Number 200206643-1

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (K known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		<sup>US-</sup> 6127058	10-03-2000	Pratt et al.	
		<sup>US-</sup> 5336570	08-09-1994	Dodge, Jr.	
		us- 5750279	05-12-1998	Carolan et al.	
		US-			
	-	US-			
		US-			
***	<b></b>	US			
		US-		1	
		US-			
		US-			

Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code <sup>3</sup> "Number <sup>4</sup> "Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	ĮΥ <sup>6</sup>
		WO 01/93354	12-06-2001	Manhattan Scien		
		EP1357622	10-29-2003	Matsushita Elec		
		WO99/52164	10-14-1999	Plug Power, LLC		
	1					

Examiner	Date
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Senter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the Indication of the year of the reign of the Emperor must precede the serial number of the patent document. Skind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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